

United States District Court
 DISTRICT OF MASSACHUSETTS

YOSEF STREICHER, on Behalf of Himself
 and All Others Similarly Situated,

v.

WAVE SYSTEMS CORPORATION, JOHN E.
 BAGALAY, JR., STEVEN K. SPRAGUE and
 GERARD T. FEENEY

SUMMONS IN A CIVIL CASE

CASE NUMBER: 04-30026-MAP

TO: (Name and address of defendant)

Steven K. Sprague
 WAVE SYSTEMS CORPORATION
 480 Pleasant Street
 Lee, MA 01238

FILED
CLERK'S OFFICE
U.S. DISTRICT COURT
DISTRICT OF MASS.

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address):

Nancy Freeman Gans
 MOULTON & GANS, P.C.
 33 Broad St., Suite 1100
 Boston, MA 02109-4216
 617-369-7979

Sandy A. Liebhard
 Joseph R. Seidman, Jr.
 BERNSTEIN LIEBHARD & LIFSHITZ, LLP
 10 East 40th St., 22nd Floor
 New York, NY 10016
 212-779-1414

an answer to the complaint which is herewith served upon you, within twenty (20) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

TONY ANASTAS

CLERK

Ling Jian

(BY) DEPUTY CLERK

DATE

February 9, 2004

RETURN OF SERVICE

Service of the Summons and Complaint was made by me <u>1</u>	DATE <u>FEBRUARY 19, 2004</u>
NAME OF SERVER (PRINT) <u>MOREY SLOME</u>	TITLE <u>CONSTABLE</u>
Check one box below to indicate appropriate method of service	

- Served personally upon the defendant. Place where served: _____
- Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.
Name of person with whom the summons and complaint were left: _____
- Returned unexecuted: _____

XXX Other (specify): BY GIVING IN HAND TO MS. LINDA SAMBEL, ASST. TO THE PRESIDENT AND PERSON IN CHARGE OF ACCEPTING PROCESS FOR THE WITHIN NAMED DEFENDANT STEVEN K. SPRAGUE. SAID SERVICE WAS MADE AT WAVE SYSTEMS CORP., 480 PLEASANT STREET, LEE, MASS.

STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL
\$50.00	\$200.00	\$250.00

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on FEBRUARY 19, 2004
Date


Signature of Server

707 E. 6th ST., SOUTH BOSTON, MASS.
Address of Server